

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40793 of 2016

Arising Out of PS.Case No. -175 Year- 2015 Thana -SILAO District- NALANDA
(BIHARSHARIFF)

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Anil Prasad S/o Mohan Prasad, Resident of Village- Dularua Bigha, P.S.-
Silao, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar No.1, Advocate

For the Opposite Party/s : Mr. Uma Shankar Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

4 14-12-2016 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

Petitioner is languishing in custody for the
offences punishable under Sections 147/148/149/324/307 of the
Indian Penal Code and Section 27 of the Arms Act.

According to F.I.R. the petitioner fired from his
rifle causing injury at the stomach of Neha Kumari. The doctor
has found fire-arm injury on the stomach of Neha Kumari.

Submission of the petitioner is that petitioner is
in custody since 29.03.2016 and Neha Kumari, in her statement
recorded before police, has stated that the petitioner and co-
accused Sunil Kumar both fired at her. Therefore, it cannot be
said as to who has caused single fire-arm injury to Neha Kumari.



Considering the nature of allegation against the petitioner, I am not inclined to enlarge the petitioner on bail.

However, the petitioner may renew his prayer for bail after six months if the trial is not concluded. In the meantime, the learned trial Court is directed to expedite the trial.

(Birendra Kumar, J)

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